Subject: CPRA request (ERCS.2020.05.21.a)
From: [redacted]
Date: 5/21/20, 5:02 PM
To: elriocommunityschool@gmail.com, katie.chau@ileadexploration.org, friendsofelrio@gmail.com

Good afternoon, Ms. Chau.

I am seeking access to the following material:

1. Invoices received by ERCS from any lawyer or law firm for legal services relating to any resolved cases or advice not related to an existing but unresolved case presently being litigated. This subrequest is intentionally without time limitations.

2. If El Rio employs any consultants, all communications both email and other, between El Rio and said consultants from between May 15, 2020 and May 21, 2020.

3. All emails from between May 15, 2020 and May 21, 2020 in any folder of any account used by Ms. Chau to conduct ERCS business including but not limited to:

a. elriocommunityschool@gmail.com
b. katie.chau@ileadexploration.org
c. friendsofelrio@gmail.com

Please note that in the past Ms. Chau via her lawyers has indicated that she deletes most if not all emails upon receipt. It's not clear whether she also deletes her own emails immediately after sending them. In any case, it's imperative that she not delete any emails responsive to this request until after records have been produced. Furthermore, it's imperative that she check all folders in all accounts as apparently previous searches have failed to include all folders and yet responsive emails may well be therein!

Please note that I need to see copies of the emails in native format as required by the CPRA at Section 6253.9(a)(1). Native formats for emails are MBOX, EML, PST, or MSG. I also need to see all attachments to these emails in their native formats. Please note that when you provide emails in native format their attachments are automatically included in native format.

If you find it necessary to redact any of the emails, please note that both EML and MBOX are text formats. The files can be opened in any text editor, e.g. Notepad, and segregable exempt material can be redacted by replacing it with innocuous symbols, e.g. ++++++++++++++++++++. Any other method of redaction destroys the essential character, i.e. the searchability and sortability, of the record and violates the CPRA at section 6253.9(a)(1). This method of redaction is probably easier for you as well since it allows for search and replace.

If you choose to withhold or redact any records responsive to this request, please take measures as you would under a standard litigation hold not to delete those records until we have settled any disputes over claimed exemptions to our mutual satisfaction. If there are any records which would be responsive but for the fact that you've chosen not to consider them to be public records for any reason, please inform me of their existence and retain those under the same terms.

Finally, can you please confirm receipt of this email immediately so I don't have to go to

the trouble of sending it via certified mail?

Thanks!

[redacted]